YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
APRIL 7, 2009 – SPECIAL MEETING

The Honorable Board of Supervisors of the County of Yuba met in special session on the above date, commencing at 9:05 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors John Nicoletti, Mary Jane Griego, Roger Abe, and Hal Stocker. Also present were County Administrator Robert Bendorf, Chief Deputy County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemyer. Chairman Nicoletti presided.

CLOSED SESSION

The Board retired into closed session at 9:06 a.m. for the following:

Personnel pursuant to Government Code §54957 – County Counsel Interviews and Deliberation

Supervisor Griego joined closed session at 9:07 a.m.

The Board returned from closed session at 1:51 p.m. with all Board and staff members as indicated above.

Chairman Nicoletti recessed the special meeting at 1:51 p.m. and reconvened in regular session at 6:00 p.m. with all Board and staff members present as indicated above.

Chairman Nicoletti announced a decision had been made on County Counsel appointment and would be announced following finalization of a contract.

CONSENT AGENDA

Upon motion of Supervisor Griego, seconded by Supervisor Abe, and unanimously carried, the Board took the following actions:

A. Administrative Services

1) Declared property as surplus property and authorized the Purchasing Agent to dispose of in accordance with Yuba County Ordinance Code 2.50.060.

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DECLARE SURPLUS

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2) Adopted Resolution No. 2009-29, which is on file in Yuba County Resolution Book No. 40, which is entitled: "RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION, ACCEPTANCE OF AN ALLOCATION OF FUNDS, AND EXECUTION OF A GRANT AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR AN AIRPORT IMPROVEMENT PROGRAM (AIP) MATCHING GRANT," and authorizing the County Administrative Officer to execute any documents.

B. Clerk of the Board of Supervisors

1) Approved the minutes of the regular meetings of March 10, 17, and 24, 2009, as written.

2) Reappointed Gabriel Moore to In-Home Supportive Services Advisory Committee for a term to expire April 7, 2011.

3) Reappointed Richard Mortensen to Fish and Game Advisory Commission as an at-large representative for a term to expire April 7, 2013.

4) Reappointed Robert Sutton Jr. to Peoria Cemetery District for a term to expire April 7, 2013.

5) Reappointed Ron Russell to In-Home Supportive Services Advisory Committee for a term to expire April 7, 2011.

C. Community Development and Services

1) Approved a Memorandum of Understanding with the County of Sutter regarding cost sharing for the development of Yuba Sutter Regional Habitat Conservation Plan/Natural Community Conservation Plan and authorized the Chairman to execute same.

2) Adopted Resolution No. 2009-30, which is on file in Yuba County Resolution Book No. 40, which is entitled: "RESOLUTION APPROVING WAIVER FOR ROAD LENGTH OF THOUSAND OAKS LANE (AVENUE 2754)."

3) Awarded contract to Teichert Construction, the apparent low bidder, for the Marysville Road Turn-lane Project from Fruitland Road to Gettys Court and authorized the Chairman to execute upon submittal and approval of County Counsel.
D. **County Administrator**

1) **Authorize Travel**


2) **Accept Grant**

Accepted a grant in the amount of $80,000 from the Yuba County Water Agency to assist funding a Regional Wastewater Treatment Feasibility Study and authorized the Chairman to execute all related documents as required, upon review and approval of County Counsel.

E. **Fish and Game Advisory Commission**

Authorized a Budget Transfer in the amount of $1,200 from various line items to Account No. 104-9000-427-2300 (Professional Services) to fund the Wildlife Resource Scholarship.

F. **Health and Human Services**

Approved Amendment No. 2 to the Memorandum of Understanding with the California Statewide Automated Welfare System Consortium and authorized the Chairman to execute same.

G. **Emergency Services**

Approved an amendment to the agreement with the City of Yuba City for operation and maintenance of wastewater treatment plant that services Gold Village sub-division and authorized the Chairman to execute same.

**SPECIAL PRESENTATION**

Child Abuse Prevention Month: Chairman Nicoletti read and presented a proclamation to Casa de Esperanza Shelter Manager Emma Gee proclaiming April as Child Abuse Prevention Month.

**PUBLIC COMMUNICATIONS**

Mr. Donald Rae, Plumas Lake, expressed concern regarding FEMA remapping the county into a flood zone and outlined information requested from Three Rivers Levee Improvement Authority (TRLIA) which had not received response.

Mr. Tom Eres, Hofman Ranch, concurred with Mr. Rae and expressed concern regarding the information provided within the TRLIA assessment ballot mailer and county liability for maintenance.
Mr. Gary Stucky, Yuba County Employees Association (YCEA), recapped the challenging decision being asked of the employees to defer salary adjustments for the next fiscal year advising the YCEA leadership would be presenting a recommendation to agree, and urged consideration of YCEA requests and establishing policies and guidelines on discretionary spending.

COUNTY ADMINISTRATOR

2009 Economic Development Work Program and Strategic Plan: Economic Development Coordinator John Fleming and Airport Manager Mary Hansen provided a Power Point presentation recapping the following and responded to Board inquiries:

- Business Development Resource Guide
- Economic Trends and Forecast Guide
- Economic Development Work Program
- Economic Development Strategic Plan

Upon motion of Supervisor Griego, seconded by Supervisor Abe, and unanimously carried, the Board approved the 2009 Economic Development Work Program and Strategic Plan.

CORRESPONDENCE

Upon motion of Supervisor Stocker, seconded by Supervisor Griego, and unanimously carried, the Board accepted the following correspondence:

A. **Three Resolutions from Reclamation District 784** approving the proposed revisions to the Drainage Impact Fees for Drainage Basin A, B, and C.

Referral to Community Development and Services

B. **Notice from United States Department of Justice** advising of grant eligibility from the Edward Byrne Memorial Justice Assistance Grant fund.

C. **Memorandum from State Water Resources Control Board** regarding Petition to Consolidate the State Water Project, Central Valley Project, and Friant authorized places of use.

D. **Letter from California Central Valley Flood Protection Board** advising of an application from Reclamation District 784 to work on the left bank levees (confluence) of the Yuba and Feather River.
E. **Letter from California Department of Housing and Community Development** accepting revisions to the County Housing Acquisition Program Guideline.

Referred to Community Development and Services/Housing

F. **Notice from California Fish and Game Commission** advising of proposed regulatory action relating to commercial halibut trawl gear.

G. **Notice from Area 4 Agency on Aging** enclosing a copy of the Annual Report for Fiscal Year ending June 30, 2008.

H. **Letter from Renewable Funding** announcing the California Statewide Community Development Authority launch of a solar and energy efficiency financing program.

**BOARD AND STAFF MEMBERS’ REPORTS**

Reports were received on the following:

**Supervisor Stocker:**
- Memorial adjournment – Mr. Doug Beeler and Mr. Robert Glenn Wood Jr.
- Smartsville Community Cleanup April 11, 2009
- 4-H Camp program

**Supervisor Griego:**
- Sacramento Area Council of Governments subcommittee meeting on transportation regarding the state Bond sale and funding projects
- Feather River Air Quality Management District relocating to Yuba City
- Local Agency Formation Commission adoption of draft Sphere of Influence
- Congratulatory letter to Paul Mendoza on retirement from Yuba Community College
- Commended volunteers helping at Olivehurst Community Cleanup and collection of one million pounds with 67 percent diverted from the landfill
- Women's Levee Tour held March 27, 2009
- Memorial adjournment – Mr. Timothy Lamb

**Supervisor Nicoletti:**
- Memorial adjournment – Mrs. Jane Albright
- Consensus to support Office of Education grant application for Emergency Plan
- Conference March 24 – 27, 2009 regarding Peach Tree Healthcare and Beale Air Force Base
- Appointment of County Counsel by unanimous decision
- Chemical and e-waste site to be located on Feather River Boulevard
- Collection of electronic waste at the former Emel's TV and Repair site

CLOSED SESSION

The Board retired into closed session at 7:26 p.m. to discuss the following:

A. Personnel pursuant to Government Code §54957 - Labor Negotiations - DDA/MSA/YCEA and County of Yuba

B. Pending litigation pursuant to Government Code 54956.9(a) - State of California Ex rel. etc. vs. River Highlands Community Services District

C. Personnel pursuant to Government Code §54957 - County Administrator Evaluation

The Board returned from closed session at 8:20 p.m. with all Board and staff members present as indicated above, except Chief Deputy Counsel Angil-Morris Jones. There was no announcement.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, Chairman Nicoletti adjourned the meeting at 8:20 p.m. in memory of Mrs. Jan Albright, Mr. Doug Beeler, Mr. Robert Wood, and Mr. Timothy Lamb.

Chairman

ATTEST: DONNA STOTTERMUYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: April 26, 2007

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